

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR MONDAY AND TUESDAY, OCTOBER 31 AND NOVEMBER 1, 2011
CITY ADMINISTRATION BUILDING
COMMITTEE ROOM – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

REPORTING THE RESULTS OF THE CLOSED SESSION MEETING

Only items that can be disclosed are reported out in the Open Session of the regular City Council Meeting. Public comment on Closed Session items are taken in Open Session. Please refer to the City Clerk’s minutes for Open Session for more information. Assistant City Attorney Mary Jo Lanzafame reports the results of the Closed Session Meeting of October 31 and November 1, 2011, as follows:

CLOSED SESSION MEETING FOR MONDAY, OCTOBER 31, 2011

(Closed Session Items were heard on Tuesday, November 1, 2011.)

CLOSED SESSION MEETING FOR TUESDAY, NOVEMBER 1, 2011

ROLL CALL:

Present: Mayor Sanders, Council President Pro Tem Faulconer, and Councilmembers Lightner, DeMaio, Zapf, and Emerald

Absent: Council President Young – Dist. 4 (Absent for Item CS-1)
Councilmember Gloria – Dist. 3 (Absent for Item CS-1)
Councilmember Alvarez – Dist. 8 (Absent for Item CS-1)

CLOSED SESSION ITEMS:

Conference with Legal Counsel - existing litigation, pursuant to California Government Code section 54956.9(a):

CS-1 *Robert Koll, et al. v. City of San Diego, et al.*

San Diego Superior Court Case No. 37-2010-00104315-CU-CR-CTL

CDCA Assigned: D. Shanahan

DCA Assigned: K. Phillips

Motion: Authorize settlement offer of \$70,950.

Moved: Councilmember Lightner - Dist. 1

Seconded: Councilmember Emerald - Dist. 7

Vote: 5 to 0 [Passed] with Council President Young, and Councilmembers Gloria and Alvarez absent.

THE CLOSED SESSION MEETING REPORT
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Report: This item was reported out by Assistant City Attorney Mary Jo Lanzafame on Tuesday, November 1, 2011, @4:00 p.m.

Today, in Closed Session, the City Council voted on Closed Session Item No. 1, *Robert Koll, et al. v. City of San Diego, et al.*, San Diego Superior Court Case No. 37-2010-00104315-CU-CR-CTL, to authorize the settlement of the case with Mr. Koll for \$70,950. This matter involves a lawsuit against the City for an alleged excessive use of force. The settlement also includes a release of claims.

The motion passed 5 to 0 with City Council President Young and Councilmembers Gloria and Alvarez absent.

Conference with Legal Counsel - initiation of litigation, pursuant to California Government Code section 54956.9(c):

CS-2 Number of Cases: One

Report: Nothing to Report

REPORTED BY: _____/s/
Mary Jo Lanzafame
Assistant City Attorney